

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

REQUEST FORM FOR FILING CONTINUING APPLICATION
UNDER 37 C.F.R. § 1.53(b)

Attorney Docket Number **58771.000043**
Anticipated Classification Of This Application :
Class _____ Subclass _____

Prior Application: 09/972,841
Prior Examiner: Myron G. Hill
Prior Art Unit: 1648

22212 U.S. PRO
10/628414
07/29/03

Mail Stop: Patent Application
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is a request for filing a ☐ continuation ☒ divisional
application under 37 C.F.R. § 1.53(b) of prior Application Serial No. **09/972,841**, filed October 9, 2001, entitled
STRATIFIED AND CRYOGENICALLY STORED VACCINES, PROCESS FOR THEIR PREPARATION by the
following named inventor **Paul BARNETT et al.**

1. ☒ Enclosed is a true copy of the prior complete application as originally filed, including the oath or declaration. No amendments referred to in the oath or declaration filed to complete the prior application introduced new matter therein.
2. ☒ Preliminary Amendment is enclosed.
3. ☒ Cancel in this application original claims **49, 50, 52, and 53** of the prior application before calculating the filing fee.
4. ☒ The filing fee is calculated on the basis of the claims existing in the prior application as mentioned at 1, 2 and 3 above.

FOR	NUMBER FILED	NUMBER EXTRA	RATE	CALCULATIONS
TOTAL CLAIMS	49	29	x \$ 18.00 =	\$522.00
INDEPENDENT CLAIMS	1	0	x \$ 84.00 =	\$ 0.00
MULTIPLE DEPENDENT CLAIM(S) (if applicable)				\$ 0.00
BASIC FEE				+ \$ 750.00
TOTAL OF ABOVE CALCULATIONS=				+ \$1,272.00
REDUCTION BY ½ FOR FILING BY SMALL ENTITY (Note 37 C.F.R. 1.9, 1.27, 1.28). IF APPLICABLE, VERIFIED STATEMENT MUST BE ATTACHED.				- \$
TOTAL =				\$1,272.00

5. ☐ The Commissioner is hereby authorized to charge fees under 37 C.F.R. § 1.16 and § 1.17 which may be required, or credit any overpayment to Deposit Account No. 50-0206.
6. ☒ A check in the amount of **\$1,272.00** is enclosed. In the event any variance exists between the amount enclosed and the Patent Office charges, please credit or charge any difference to Deposit Account No. 50-0206.
7. ☒ Amend the specification by inserting before the first line the sentence:


--This application is a divisional of U.S. Patent Application Serial No. 09/972,841 filed October 9, 2001.--

8. ☐ A verified statement to establish small entity status under 37 C.F.R. §§ 1.9 and 1.27
☐ is enclosed.
☐ was filed in prior application Serial No. _____ and such status is still proper
and
desired (37 C.F.R. § 1.28(a)).
9. ☒ Priority of foreign Application No. FR 0012817, filed on October 6, 2000 claimed under 35 U.S.C. § 119.
☒ A certified copy was filed in prior Application Serial No. 09/972,841, filed October 9, 2001.
10. ☐ New formal drawings are enclosed.
11. ☒ The prior application is assigned of record to Societe D'Exploitation De Produits Pour Les Industries Chimiques Seppic 75, Quai D'Orsay 75321 Paris Cedex 07, France.
12. ☒ The power of attorney in the prior application is to the Hunton & Williams LLP attorneys and agents associated with **CUSTOMER NUMBER 21967**.
- a. ☒ The power of attorney appears in the original papers in the prior application.
- b. ☐ Since the power does not appear in the original papers, a copy of the power in the prior application is enclosed.
- c. ☐ Recognize as Associate Attorneys:
- d. ☐ Please remove as power of attorney:
13. ☐ Also enclosed: An INFORMATION DISCLOSURE STATEMENT. Attached are Forms PTO-1449 listing all of the documents cited by Applicants and the PTO in the parent application(s) relied upon 35 U.S.C. 120. Per Rule 98(d) copies of those documents are not required now. Please consider these documents and advise that they have been considered in this new application by returning a copy of the enclosed Forms PTO-1449 with the Examiner's initials in the left column per M.P.E.P. 609.
14. ☒ Address all future communications to:
Robert M. Schulman, Esq.
Hunton & Williams
1900 K Street, N.W.
Washington, D.C. 20006-1109

The undersigned further declares that all statements made herein of his own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that willful false statements may jeopardize the validity of the applications or any patent issuing thereon.

Dated: July 29, 2003

By: _____


Robert M. Schulman
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Scott F. Yarnell
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